

OFFICIAL

RECEIVED  
CENTRAL FAX CENTER

## TELEFACSIMILE TRANSMISSION

JUN 25 2004


to

## THE UNITED STATES PATENT AND TRADEMARK OFFICE

TO:	Examiner: to be assigned	FROM:	SHELLY GUEST CERMAK
FAX:	703.872.9306	REF. NO:	US-159
VOICE:		PAGES	24 (incl. this sheet)
App. No.:	10/761,253	DATE:	June 25, 2004

The undersigned hereby certifies that the following document(s) is (are) being transmitted by telefacsimile to the United States Patent and Trademark Office at the above "FAX" number, on the above DATE:

- 1) Information Disclosure Statement 3 pages
- 2) FORM PTO 1449 1 page
- 3) 3 references
- 4) International Search report
- 5) Int'l Preliminary Examination Report

  
Shelly Guest Cermak  
Registration Number 39,571

The information contained in this facsimile message may be privileged, confidential, and protected from disclosure. If you are not the intended recipient, any further disclosure or use, dissemination, distribution, or copying of this message or any attachment is strictly prohibited. If you think that you have received this transmission in error, please destroy it and notify the sender.

Shelly Guest Cermak  
Registered U.S. Patent Attorney  
cermaks@ajiusa.com

Ajinomoto Corporate  
Services LLC  
1120 Connecticut Ave.  
Ste. 1010  
Washington D.C. 20036  
+1 202 457 0284 (v)  
+1 202 457 0107 (f)

RECEIVED  
CENTRAL FAX CENTER

OFFICIAL

USPTO Customer NO: 000038108

JUN 25 2004

Att'y Dkt. No. US-159  
U.S. App. No. 10/761,253**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Saitou et al

Appl. No.: 10/761,253

Filing Date: January 22, 2004

Title: Method of purifying glutamic acid by transition  
recrystallization

Art Unit: 1632

Examiner: to be assigned

Atty. Docket: US-159

**INFORMATION DISCLOSURE STATEMENT**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Listed on the accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that an exhaustive search has been made, or that there does not exist information more material to the examination of the present patent application. The Examiner is specifically requested not to rely solely on the material submitted herewith. It is further understood that the Examiner will review art of record in all 35 U.S.C. § 120 priority documents.

☒ 1. This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of a first Office Action on the merits. No certification or fee is required.

USPTO Customer NO: 000038108

Att'y Dkt. No. US-159  
U.S. App. No. 10/761,253

☐2. The Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

☐a. I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).

☐b. I hereby certify that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56 (c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).

☐c. Attached is our check no. \_\_\_\_\_ in the amount of \$\_\_\_\_\_ in payment of the fee under 37 C.F.R. § 1.17(p).

☐3. This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee. Applicants hereby petition that the Information Disclosure Statement be considered. Attached is our check no. \_\_\_\_\_ in the amount of \$180.00 in payment of the fee under 37 C.F.R. § 1.17(p).

☐a. I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).

☐b. I hereby certify that no item of information on this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).

☐4. Relevance of the non-English language document(s) is discussed in the present specification. See pages \_\_\_\_\_ of the specification of the present application.

☒5. The document(s) was/were cited in a corresponding foreign application. ☒ A copy of a search report issued in the foreign application is attached. ☒ An English language version of the foreign search report is attached for the Examiner's information. M.P.E.P. § 609 (A)(3).

☒6. A concise explanation of the relevance of the non-English language document(s) ☒ is attached hereto or ☐ appears below.

USPTO Customer NO: 000038108

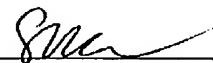
Att'y Dkt. No. US-159  
U.S. App. No. 10/761,253

- ☐ 7. The Examiner's attention is directed to co-pending U.S. Patent Application No. \_\_\_\_\_, filed \_\_\_\_\_, which is directed to related technical subject matter. The identification of this U.S. Patent Application is not to be construed as a waiver of secrecy as to that application now or upon issuance of the present application as a patent. The Examiner is respectfully requested to consider the cited application and the art cited therein during examination.
- ☐ 8. Copies of the documents were cited by or submitted to the Office in Application No. \_\_\_\_\_, filed \_\_\_\_\_, which is relied upon for an earlier filing date under 35 U.S.C. § 120. Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).
- ☐ 9. Other: .

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and to indicate in the official file wrapper of this patent application that the documents have been considered.

Respectfully submitted,

By:

  
Shelly Guest Cermak  
Reg. No. 39,571Date: June 25, 2004**USPTO Customer No: 000038108**Ajinomoto Corporate Services LLC  
1120 Connecticut Avenue, Ste. 1010  
Washington D.C. 20036  
202 457 0284  
202 457 0107 FAX

FORM PTO 1449  <b>INFORMATION DISCLOSURE STATEMENT</b>	ATTY. DKT. NO.:US-159	APP. NO.:10/761,253
	APPLICANT(S):Saitou et al	
	FILING DATE: January 22, 2004	Group Art Unit: 1632

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	PUB'N DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	US 3,565,950	23 Feb. 1971	Ito et al.	260	527	25 Oct. 1966

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	Int'l Search Report	27 Aug. 2002	Japan Patent Office			<input type="checkbox"/> Yes <input type="checkbox"/> No
	Int'l Preliminary Examination Report	12 Jun. 2003	Japan Patent Office			<input type="checkbox"/> Yes <input type="checkbox"/> No
	JP 45-4730	17 Feb. 1970	Japan Patent Office			<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
	JP 46-10844	19 Mar. 1971	Japan Patent Office	C07C		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
						<input type="checkbox"/> Yes <input type="checkbox"/> No
						<input type="checkbox"/> Yes <input type="checkbox"/> No

## OTHER (Including Author, Title, Date, Pertinent Pages, Publisher, etc.)


EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.	